



DEPARTMENT OF
FINANCE

ARNOLD SCHWARZENEGGER, GOVERNOR

915 L STREET ■ SACRAMENTO CA ■ 95814-3706 ■ WWW.DOF.CA.GOV

June 9, 2005

Ms. Paula Higashi
Executive Director
Commission on State Mandates
980 Ninth Street, Suite 300
Sacramento, CA 95814

Dear Ms Higashi:

As requested in your letter dated March 1, 2005, the Department of Finance has reviewed the Commission's draft analysis pertaining to the reconsideration of the Brown Act Reform test claim (Case No. 04-RL-4469-08), which states the following:

"The notice and agenda, and closed session activities imposed by the test claim legislation are not mandated by the state and, thus, not reimbursable with respect to the following legislative bodies:

- a. Local bodies created by state or federal statute that are not required by state or federal law to exist.
- b. Local advisory bodies created by the local entity.
- c. Redevelopment agencies and joint powers authorities, and any decision-making or advisory body created by these agencies."

We concur with the Commission's draft staff analysis.

If you have any questions regarding this letter, please contact Pete Cervinka, Principal Program Budget Analyst at (916) 445-0328 or Jesse McGuinn, state mandates claims coordinator for the Department of Finance, at (916) 445-8913.

Sincerely,

Jeannie Oropeza
Program Budget Manager



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Attachment A

DECLARATION OF PETE CERVINKA
DEPARTMENT OF FINANCE
CLAIM NO. 4469

1. I am currently employed by the State of California, Department of Finance (Finance), am familiar with the duties of Finance, and am authorized to make this declaration on behalf of Finance.
2. I concur that the sections relevant to this claim are accurately quoted in the test claim submitted by claimants and, therefore, we do not restate them in this declaration.

I certify under penalty of perjury that the facts set forth in the foregoing are true and correct of my own knowledge except as to the matters therein stated as information or belief and, as to those matters, I believe them to be true.

June 9, 2003

at Sacramento, CA

Pete Cervinka